

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

July 22, 2011

PSF No. 11OD-084

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

Oahu

Grant of a Perpetual, Non-Exclusive Water Meter Easement to the Board of Water Supply,
Halawa, Ewa, Oahu, Tax Map Key (1) 9-9-075:028(portion).

APPLICANT:

Board of Water Supply

LEGAL REFERENCE:

Section 171-95, Hawaii Revised Statutes, as amended.

LOCATION:

Portion of Government lands situated at Halawa, Ewa, Oahu, identified by Tax Map Key:
(1) 9-9-075:028(portion), as shown on the attached map labeled Exhibit 1.

AREA:

252 square feet, more or less.

ZONING:

State Land Use District: Urban

City and County of Honolulu R-5

TRUST LAND STATUS:

Acquired after Statehood

DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: NO

CURRENT USE STATUS:

Encumbered by Governor's Executive Order No. 3441 setting aside the land to the
Department of Education for school purposes.

CHARACTER OF USE:

Right, privilege and authority to construct, use, maintain, repair, replace and remove the water meter over and across State-owned land.

COMMENCEMENT DATE:

To be determined by the Chairperson.

CONSIDERATION:

Gratis

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

In accordance with the "Division of Land Management's Environmental Impact Statement Exemption List", approved by the Environmental Council and dated April 28, 1986, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 3, that states "Construction and location of single, new, small equipment and facilities and the alteration and modification of same, including, but not limited to: water, sewage, electrical, gas, telephone, and other essential public utility services extensions to serve such structures or facilities; accessory or appurtenant structures including garages, carports, patios, swimming pools, and fences; and, acquisition of utility easements." See Exhibit 2.

DCCA VERIFICATION:

Not applicable.

APPLICANT REQUIREMENTS:

None

REMARKS:

The Board of Water Supply is requesting a water meter easement over Easement A, fronting Makalapa Elementary School. Easement A consists of approximately 252 square feet, located along Salt Lake Boulevard.

The requested water meter easement area is currently encumbered by Governor's Executive Order No. 3441, setting aside 8.182 acres of State lands for school purposes to the Department of Education.

The Department of Education had "no concerns" regarding staff's request for their comments on the subject request. See Exhibit 3. The Department of Facility Maintenance and the Department of Health had "no comments" concerning staff's request for their comments on the subject request.

The Department of Hawaiian Home Lands, the State Historic Preservation Division, the Commission on Water Resources Management, the Department of Planning and Permitting and the Office of


Hawaiian Affairs did not respond to staff's request for comments, as of the requested date.

There are no other pertinent issues or concerns, and staff has no objection to the request.

RECOMMENDATION: That the Board:


1. Declare that, after considering the potential effects of the proposed disposition as provided by Chapter 343, HRS, and Chapter 11-200, HAR, this project will probably have minimal or no significant effect on the environment and is therefore exempt from the preparation of an environmental assessment.
2. Authorize the issuance of a perpetual non-exclusive easement to Board of Water Supply covering the subject area for water meter purposes under the terms and conditions cited above, which are by this reference incorporated herein and further subject to the following:
 - A. The standard terms and conditions of the most current perpetual easement document form, as may be amended from time to time;
 - B. Review and approval by the Department of the Attorney General; and
 - C. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,



Timmy Chee
Land Agent

APPROVED FOR SUBMITTAL:



William J. Aila Jr., Chairperson



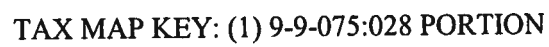


EXHIBIT 1



**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
LAND DIVISION**

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

EXEMPTION NOTIFICATION

regarding the preparation of an environmental assessment pursuant to Chapter 343, HRS and Chapter 11-200, HAR

Project Title: Grant of a Perpetual, Non-Exclusive Water Meter Easement to the Board of Water Supply

Project / Reference No.: PSF 11OD-084

Project Location: Halawa, Ewa, Oahu, identified by Tax Map Key:
(1) 9-9- 075: 028(portion),

Project Description: A Water Meter Easement

Chap. 343 Trigger(s): Use of State Land

Exemption Class No.: In accordance with Hawaii Administrative Rule Section 11-200-8(a)(3)(d) and the Exemption List for the Department of Land and Natural Resources approved by the Environmental Council and dated December 4, 1991, the subject request is exempt from the preparation of an environmental assessment pursuant to Exemption Class No. 3, that states "Construction and location of single, new, small equipment and facilities and the alteration and modification of same, including, but not limited to: water, sewage, electrical, gas, telephone, and other essential public utility services extensions to serve such structures or facilities; accessory or appurtenant structures including garages, carports, patios, swimming pools, and fences; and, acquisition of utility easements."

Due to the relatively small size of the requested easement area as compared with the larger size of the school parcel, the water meter equipment is expected to have a minimal impact upon the condition of the land.

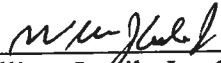
EXHIBIT 2

Consulted Parties

Not applicable

Recommendation:

That the Board find this project will probably have minimal or no significant effect on the environment and is presumed to be exempt from the preparation of an environmental assessment.



William J. Aila Jr., Chairperson



Date

NEIL ABERCROMBIE
GOVERNOR



1102084
KATHRYN S. MATAYOSHI
SUPERINTENDENT

RECEIVED
LAND DIVISION

STATE OF HAWAII
DEPARTMENT OF EDUCATION

P.O. BOX 2360
HONOLULU, HAWAII 96804

2011 JUN -9 A 10:31

DEPT. OF LAND &
NATURAL RESOURCES
STATE OF HAWAII

OFFICE OF SCHOOL FACILITIES AND SUPPORT SERVICES

June 6, 2011

TO: Mr. Timmy Chee, Land Agent
Land Division
Department of Land and Natural Resources

FROM: Duane Y. Kashiwai, Public Works Administrator *[Signature]*
Facilities Development Branch
Department of Education

SUBJECT: Grant of a Water Meter Easement at Makalapa Elementary School
Halawa, Oahu TMK: 9-9-075: por. 028

The Department of Education had no concerns regarding the grant of a perpetual, non-exclusive water meter easement to the Board of Water Supply. The water meter is located on the campus of Makalapa Elementary School, at the front of the school, facing Salt Lake Boulevard.

If you have any questions, please call Heidi Meeker of the Planning Section at 377-8301.

DYK:HM:jmb

c: Teri Ushijima, Ed.D., CAS, Aiea/Moanalua/Radford Complex Areas

EXHIBIT "3"